

H.R. 3578. An act to amend the Balanced Budget and Emergency Deficit Control Act of 1985 to reform the budget baseline; to the Committee on the Budget.

H.R. 3582. An act to amend the Congressional Budget Act of 1974 to provide for macroeconomic analysis of the impact of legislation; to the Committee on the Budget.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

S. 2064. A bill to amend the Internal Revenue Code of 1986 to terminate certain energy tax subsidies and lower the corporate income tax rate.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4906. A communication from the Assistant Secretary of the Navy (Research, Development and Acquisition), transmitting, pursuant to law, a report relative to all repairs and maintenance performed on any covered Navy vessel in any shipyard outside the United States or Guam during the preceding fiscal year; to the Committee on Armed Services.

EC-4907. A communication from the Under Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a semi-annual report relative to Reserve Component equipment delivery; to the Committee on Armed Services.

EC-4908. A communication from the Director of the Policy Issuances Division, Food Safety and Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Changes to the Schedule of Operations Regulations" (RIN0583-AD35) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4909. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Federal Housing Administration (FHA) Single Family Lender Insurance Process: Eligibility, Indemnification, and Termination" (RIN2502-AI58) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Banking, Housing, and Urban Affairs.

EC-4910. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13441 with respect to Lebanon; to the Committee on Banking, Housing, and Urban Affairs.

EC-4911. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a report relative to operation of the Exchange Stabilization Fund (ESF) for fiscal year 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4912. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Patent Compensation Board Regulations" (RIN1990-AA33) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Energy and Natural Resources.

EC-4913. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "DOE Patent Licensing Regulations" (RIN1990-AA41) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Energy and Natural Resources.

EC-4914. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Storage Reporting Requirements of Interstate and Intrastate Natural Gas Companies" (RIN1902-AE25) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Energy and Natural Resources.

EC-4915. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "NRC Procedures for Placement and Monitoring of Work with the U.S. Department of Energy (DOE)" (NRC Management Directive 11.7) received during adjournment of the Senate in the Office of the President of the Senate on February 3, 2012; to the Committee on Energy and Natural Resources.

EC-4916. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the Uniform Resource Locator (URL) for a report entitled "OSRE: Special Accounts and Settlements with PRPs"; to the Committee on Environment and Public Works.

EC-4917. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Wildlife Refuge System, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Change of Addresses for Regional Offices, Addition of One New Address, and Correction of Names of House and Senate Committees We Must Notify" (RIN1018-AU89) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Environment and Public Works.

EC-4918. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Report of the Attorney General to the Congress of the United States on the Administration of the Foreign Agents Registration Act of 1938, as amended for the six months ending June 30, 2011"; to the Committee on the Judiciary.

EC-4919. A communication from the Director of the Regulation Policy and Management Office of the General Counsel, National Cemetery Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Parents Eligible for Burial" (RIN2900-AO12) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Veterans' Affairs.

EC-4920. A communication from the Director of the Regulation Policy and Management Office of the General Counsel, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Medical Foster Homes" (RIN2900-AN80) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Veterans' Affairs.

EC-4921. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Uninformed Services Employment and Reemployment Rights Act of 1994 (USERRA) Quarterly Report to Congress; Fourth Quarter of Fiscal Year 2011"; to the Committee on Veterans' Affairs.

EC-4922. A communication from the Secretary of the Commission, Bureau of Competition, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Revised Jurisdictional Thresholds for Section 7A of the Clayton Act" received in the Office of the President of the Senate on February 1, 2012; to the Committee on Commerce, Science, and Transportation.

EC-4923. A communication from the Acting Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Species: Designation of Critical Habitat for Cook Inlet Beluga Whale" (RIN0648-AX50) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Commerce, Science, and Transportation.

EC-4924. A communication from the Assistant Administrator for Fisheries, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Species: Final Rule to Revise the Critical Habitat Designation for the Endangered Leatherback Sea Turtle" (RIN0648-AX06) received in the Office of the President of the Senate on February 1, 2012; to the Committee on Commerce, Science, and Transportation.

EC-4925. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Closed Captioning of Internet Protocol-Delivered Video Programming: Implementation of the Twenty-First Century Communications and Video Accessibility Act of 2010" (MB Docket No. 11-154, FCC-12-9) received in the Office of the President of the Senate on February 2, 2012; to the Committee on Commerce, Science, and Transportation.

#### PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-0964. A joint memorial adopted by the Legislature of the State of Washington requesting the adoption of federal legislation relative to sellers, regardless of nexus, collecting states' sales tax; to the Committee on Finance.

SUBSTITUTE SENATE JOINT MEMORIAL No. 8009

To the Honorable Barack Obama, President of the United States, and to the President of the Senate and the Speaker of the House of Representatives, and to the Senate and House of Representatives of the United States, in Congress assembled:

We, your Memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, respectfully represent and petition as follows:

Whereas, The 1967 *Bellas Hess* and the 1992 *Quill* United States Supreme Court decisions denied states the authority to require the collection of sales and use taxes by out-of-state sellers that have no physical presence in the taxing state; and

Whereas, This puts local, in-state sellers, whether electronic or brick and mortar, at a competitive disadvantage in making sales, because they must collect the sales tax and most remote sellers do not collect sales tax; and

Whereas, The combined weight of the inability to collect sales and use taxes on remote sales through traditional carriers and the tax erosion due to electronic commerce threatens the future viability of the sales